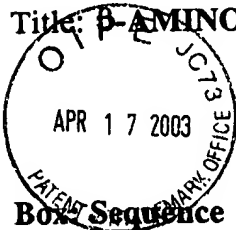


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. Serial No.: 09/833,496  
Filing Date: April 11, 2001  
Applicants: GELLMAN, et al.

Attorney Docket No.: 09820.149  
Group Art Unit: 1639  
Examiner: Celsa, Bennett M.

Title: **B-AMINO ACIDS**



**TRANSMITTAL OF MISSING PARTS OF  
APPLICATION UNDER 37 C.F.R. §1.821 - §1.825**

**Box: Sequence**

Assistant Commissioner for Patents  
Washington, D.C. 20231

To the Commissioner:

In response to the Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures which was mailed April 11, 2003, enclosed are the following documents for filing with the above-referenced Application:

Statement that "Sequence Listing" and Computer Readable Copy Are the Same and New Matter.

Substitute Sequence Listing in computer readable format and paper copy.

Copy of the Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures

The Commissioner is hereby authorized to charge any additional fees or credit any amount to Deposit Account No. 18-2055.

The application now complied with all of the requirements of 37 C.F.R. §1.821-1.825, and respectfully requests that this application be placed upon the files for examination.

submitted,

*Joseph T. Leone*  
Joseph T. Leone, Reg. No. 37,170  
DEWITT ROSS & STEVENS s.c.  
US Bank Building  
8000 Excelsior Drive, Suite 401  
Madison, Wisconsin 53717-1914  
Telephone: (608) 831-2100  
Facsimile: (608) 831-2106

I hereby certify that this correspondence is being deposited via Federal Express in an envelope addressed to:

Assistant Commissioner for Patents  
Box: Sequence, Room 1B03-Mailroom  
Crystal Plaza Two  
2011 South Clark Place  
Arlington, VA 22202

Date of Deposit: 4-16-03

Signature: *Marcia Layton*

DISK TO STIC

DATE:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 09/833,496  
Filing Date: April 11, 2001  
Applicant: GELLMAN et al.  
Title:  $\beta$ -AMINO ACIDS



Attorney Docket No.: 09820-49  
Group Art Unit: 1627  
Examiner: Unknown

RECEIVED  
APR 21 2003  
TECH. CENTER 1600/2900

**STATEMENT THAT "SEQUENCE LISTING" AND COMPUTER READABLE  
COPY ARE THE SAME AND INCLUDE NO NEW MATTER**

U.S. Patent and Trademark Office  
Box: Sequence  
P.O. Box 2327  
Arlington, VA 22202

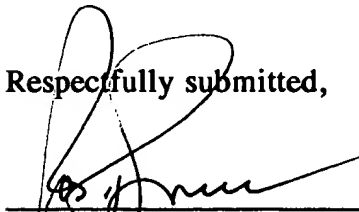
To the Commissioner:

Enclosed is a statement that the content of the paper copy of the "Sequence Listing" and the "Sequence Listing" in computer readable form are the same as required by 37 C.F.R. 1.821(g).

The paper copy of the Sequence Listing submitted in this application is identical to the computer readable copy of the Sequence Listing being submitted herewith.

Should the Examiner have any questions or comments with respect to the above-referenced application, the Examiner is requested to contact the undersigned attorney. The Commissioner is authorized to charge any fees or credit any overpayments relating to this application to deposit account number 18-2055.

Respectfully submitted,

  
Joseph T. Leone, Reg. No. 37,170  
DEWITT ROSS & STEVENS s.c.  
8000 Excelsior Drive, Suite 401  
Madison, Wisconsin 53717-1914  
Telephone: (608) 831-2100  
Facsimile: (608) 831-2106

I hereby certify that this correspondence is being deposited via Federal Express in an envelope addressed to:

Assistant Commissioner for Patents  
Box: Sequence, Room 1B03-Mailroom  
Crystal Plaza Two  
2011 South Clark Place  
Arlington, VA 22202

Date of Deposit: 4-16-03

Signature: Marcia Layton



Application No.: 09/833,496

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING  
NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☒ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☒ Other: SEE ATTACHED CRF PROBLEM REPORT

**Applicant Must Provide:**

- ☒ An initial or **substitute** computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or **substitute** paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

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